

UNITED STATES PATENT AND TRADEMARK OFFICE

**BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES**

Ex parte VLADIMIR KOZLOV and IRENA TSYRLOVA

MAILED

OCT 27 2004

**U.S. PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES**

Application No. 09/839,164

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on August 31, 2004. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being electronically returned to the examiner. The matter requiring attention prior to docketing is identified below.

The following prior art reference used by the examiner in the Examiner's Answer has not been scanned into the official file:

Tame et al. 1991; J. Mol. Biol. 218:761-767.

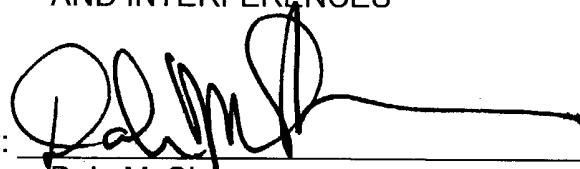
This reference is needed to process the appeal.

Accordingly, it is

ORDERED that the application is returned to the examiner for the reference to be scanned in and for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By:



Dale M. Shaw

Program and Resource Administrator
(571) 272-9797

cc: Nixon & Vanderhye, PC
1100 N. Glebe Road
8th Floor
Arlington, VA 22201-4714

DMS/eld
RA05-0021